

Sec. 11. **EFFECTIVE DATE.**

Sections 1, 3, 4, 7, and 8 are effective for taxable years beginning after December 31, 1983. Sections 2 and 10 are effective for taxable years beginning after December 31, 1984. Section 5 is effective beginning on June 15, 1983. Section 6 is effective for taxable years beginning after December 31, 1982. Section 9 is effective for claims based on rent paid in 1985 and thereafter, and for property taxes payable in 1986 and thereafter.

Approved May 23, 1985

CHAPTER 211 — H.F.No. 755

An act relating to horseracing; authorizing the legislative auditor to perform certain audits; requiring the commission to adopt certain medication rules; authorizing the attorney general to prosecute certain felonies; amending Minnesota Statutes 1984, sections 240.02, by adding a subdivision; 240.24; and 240.26, by adding a subdivision.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1984, section 240.02, is amended by adding a subdivision to read:

Subd. 7. AUDIT. The legislative auditor shall audit or the commission may contract for an audit of the books and accounts of the commission annually or as often as the legislative auditor's funds and personnel permit. The commission shall pay the total cost of the audit. All collections received for the audits must be deposited in the general fund.

Sec. 2. Minnesota Statutes 1984, section 240.24, is amended to read:

240.24 MEDICATION.

Subdivision 1. PROHIBITION. The commission shall make and enforce rules governing medication and medical testing for horses running at licensed racetracks. The rules must provide that no medication, as the commission defines that term by rule, may be administered to a horse within 48 hours of a race it runs at a licensed racetrack. The commission shall by rule establish the qualifications for laboratories used by it as testing laboratories to enforce its rules under this section.

Subd. 2. EXCEPTION. Notwithstanding subdivision 1, the commission by rule shall allow the use of: (1) topical external applications that do not contain anesthetics or steroids; (2) food additives; (3) Furosemide or other pulmonary hemostatic agents if the agents are administered under the visual supervision of the veterinarian or assistant veterinarian employed by the commis-

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sion; and (4) nonsteroidal anti-inflammatory drugs, provided that the test sample does not contain more than three micrograms of the substance or metabolites thereof per milliliter of blood plasma. For purposes of this clause, "test sample" means any bodily substance including blood, urine, saliva, or other substance as directed by the commission, taken from a horse under the supervision of the commission veterinarian and in such manner as prescribed by the commission for the purpose of analysis.

The commission shall adopt emergency rules to implement the provisions of this subdivision.

Sec. 3. Minnesota Statutes 1984, section 240.26, is amended by adding a subdivision to read:

Subd. 4. PROSECUTION BY ATTORNEY GENERAL. Notwithstanding section 388.051, subdivision 1, paragraph (c), the attorney general has primary jurisdiction to prosecute felony violations of section 240.25, subdivisions 2, 3, 4, and 7, and felony violations of section 240.25, subdivision 1, when the bet was allegedly accepted on the premises of a licensed racetrack.

Sec. 4. **RULES.**

Notwithstanding chapter 14, the emergency rules adopted under section 2 shall expire on November 15, 1985, and the commission must publish proposed permanent rules under Minnesota Statutes, sections 14.14 to 14.28, by October 1, 1985.

Sec. 5. **EFFECTIVE DATE.**

Sections 1 to 4 are effective the day following final enactment. Section 2, subdivision 2, is repealed effective December 31, 1987.

Approved May 23, 1985

CHAPTER 212 — S.F.No. 1249

An act relating to horse racing; making certain technical and clarifying amendments; providing for certain name changes; modifying certain license revocation and suspension procedures; modifying the amounts deducted by the licensee for purses; appropriating money; amending Minnesota Statutes 1984, sections 240.01, subdivision 10; 240.02, subdivision 5; 240.03; 240.04; 240.05, subdivision 2; 240.06, subdivision 2; 240.08, subdivisions 1 and 5; 240.09, subdivisions 2, 3, and 6; 240.13, subdivisions 5 and 6; 240.14, subdivision 1; 240.15, subdivisions 5 and 6; 240.16, subdivisions 1 and 6; 240.18; 240.22; 240.24; 240.25, subdivisions 1 and 4; 240.29; 541.20; and 541.21; repealing Minnesota Statutes 1984, section 624.02.

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